

Docket No: ASDI-004/00US

PATENT

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By: Deborah Hager

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of Curtiss, et al.

Confirmation No.: 3712

Serial No. 10/023,395

Examiner: Sang H. Nguyen

Filed: December 20, 2001

Art Unit: 2878

FOR: **SYSTEM AND METHOD FOR GROUPING REFLECTANCE DATA**

FEE ONLY

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER**

01/04/2005 JMINOR 06500008 561393 10023395  
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The owner, Analytical Spectral Devices, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior U.S. Patent No. 6,667,802. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§154 to 156 and 173 of the prior patent, as presently

shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below:

1. ☐ The undersigned is empowered to act on behalf of the owner, \_\_\_\_.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record.

Date: October 5, 2004

Signature: \_\_\_\_\_

Craig A. Neugeboren  
Registration No. 39,314

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-1283. This paper is submitted in duplicate.

Dated: October 5, 2004

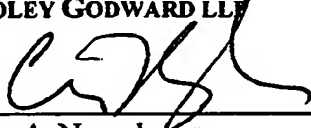
Cooley Godward LLP  
ATTN: Patent Group  
One Freedom Square  
Reston Town Center  
11951 Freedom Drive  
Reston, VA 20190-5656  
Tel: (720) 566-4016  
Fax: (720) 566-4099

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Respectfully submitted,

COOLEY GODWARD LLP

By:

  
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Craig A. Neugeboren  
Reg. No. 39,314

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